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Attorneys for Defendants  
LAFAYETTE SCHOOL DISTRICT  
LAFAYETTE BOARD OF EDUCATION

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

M.M. & E.M., individually and on behalf  
of their minor son, C.M.,  
Plaintiffs,

v.

LAFAYETTE SCHOOL DISTRICT,  
LAFAYETTE BOARD OF  
EDUCATION, the CALIFORNIA  
DEPARTMENT OF GENERAL  
SERVICES (DGS), and WILL BUSH, as  
State Director for the California  
Department of General Services,  
Defendants.

Case No. C09-04624 SI

**STIPULATION TO CONTINUE STATUS  
CONFERENCE AND EXTENDING TIME TO  
RESPOND TO SECOND AMENDED  
COMPLAINT**

Complaint Filed: September 30, 2009

First Amended Complaint Filed:  
January 14, 2010

Second Amended Complaint Filed:  
June 28, 2010

WHEREAS, the parties received Notice re Further Case Management Conference on  
June 3, 2010 notifying the parties that the Case Management Conference was set for July 23,  
2010 at 3:00 p.m.;

WHEREAS, Plaintiffs filed their Second Amended Complaint on June 28, 2010;

WHEREAS, Defendants' responsive pleadings were due on July 15, 2010;

WHEREAS, Defendants California Department of General Services and Will Bush  
filed a Notice of Motion and Motion to Dismiss Second Amended Complaint with Supporting  
Authorities on July 12, 2010 and calendared this motion for hearing on September 10, 2010;

1 WHEREAS, Plaintiffs have agreed to a one-day extension to July 16, 2010 for  
 2 Defendants Lafayette School District and Lafayette Board of Education to file their responsive  
 3 pleading;

4 WHEREAS, Defendants Lafayette School District and Lafayette Board of Education  
 5 will file a responsive motion with the Court by July 16, 2010 and calendar this motion for  
 6 hearing on September 10, 2010;

7 WHEREAS, the parties believe continuing the Case Management Conference is in the  
 8 best interest of judicial economy as to allow the Court to hear and rule on Defendants' motions  
 9 prior to the Case Management Conference.

10 **NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties,**  
 11 **through their respective counsel:**

12 1. The Case Management Conference shall be moved from July 23, 2010 at 3:00  
 13 p.m. to September 24, 2010 at 3:00 p.m. or other such other date as may be convenient for the  
 14 Court.

15 2. The time within which Defendants Lafayette School District and Lafayette  
 16 Board of Education has to respond to the Second Amended Complaint in this matter is  
 17 extended to July 16, 2010.

18 Respectfully submitted,

19  
 20 DATED: July 16, 2010

DANNIS WOLIVER KELLEY

21  
 22 By: /s/ Deborah Ungar Ettinger

23 AMY R. LEVINE  
 24 DEBORAH UNGAR ETTINGER  
 SARAH L. DANIEL

25 Attorneys for Defendants  
 26 Lafayette School District  
 27 Lafayette Board of Education  
 28

DANNIS WOLIVER KELLEY  
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1 DATED: July 16, 2010

By: /s/ Lina Foltz

LINA FOLTZ

Attorneys for Plaintiffs

M.M. & E.M., individually and on behalf of  
their son, C.M.

6 DATED: July 16, 2010

EDMUND G. BROWN

ATTORNEY GENERAL OF CALIFORNIA

By: /s/ S. Michele Inan

S. MICHELE INAN

Deputy Attorney General

Attorneys for Defendants

California Department of General Services and  
Will Bush

**[PROPOSED] ORDER**

Good cause appearing, and the parties having stipulated and agreed,

IT IS HEREBY ORDERED that the Case Management Conference shall be re-scheduled for September 24, 2010 at 3:00 pm.

IT IS FURTHER ORDERED that the Defendant Lafayette School District and Lafayette Board of Education shall file its responsive pleading by July 16, 2010.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2010



Judge Susan Illston

United States District Judge